

**IN THE TENNESSEE REGULATORY AUTHORITY
AT NASHVILLE, TENNESSEE**

IN RE:)
)
PETITION OF B&W PIPELINE, LLC) **DOCKET NO. 1500042**
FOR AN INCREASE IN RATES)

**FIRST REQUEST OF NAVITAS TN NG, LLC TO B&W PIPELINE, LLC
INTERROGATORIES AND PRODUCTION OF DOCUMENTS**

TO: Henry Walker, Esq.
Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, Tennessee 37203
Counsel for Petitioner B&W Pipeline, LLC

COMES NOW Navitas TN NG, LLC ("Navitas"), by and through undersigned counsel, hereby serves this First Request For Interrogatories and Production of Documents upon Petitioner B&W Pipeline, LLC ("B&W" or the "Company") pursuant to Rules 26, 33, 34 & 36 of the Tennessee Rules of Civil Procedure and Tenn. Comp. R. & Reg. 1220-1-2-1.1. We request that full complete responses be provided pursuant to the Tennessee Rules of Civil Procedure. The responses are to be produced to counsel for Navitas at the following address: Attn: Klint W. Alexander, Esq., Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, 211 Commerce Street, Suite 800, Nashville, Tennessee 37201 on or before June 26, 2015 as required by the Scheduling Order entered in this Docket.

INSTRUCTIONS

Each of the following interrogatories shall be answered under oath, in writing, separately, in the fullest possible detail, and in accordance with the instructions set forth below. The answers shall be signed by the person(s) making them, and a copy of the answers, together with the objections, if any, shall be served upon Navitas on or before June 26, 2015 as required by the Scheduling Order entered in this Docket.

You are under a duty to seasonably supplement your response with respect to any request directly addressed to the identity and location of persons having knowledge of discoverable matters. You are under a duty to amend a prior response if you obtain information on the basis of which you know that the response was incorrect when made, or that the response, though correctly made, is no longer true, and the circumstances are such that a failure to amend the response is, in substance, a knowing concealment.

If you refuse to answer any of these interrogatories, in whole or in part, please describe the nature of the information or document withheld and the basis of your refusal to provide same, including a sufficiently detailed explanation of any claim of privilege or work product to permit the Authority to adjudicate the validity of your claim.

If any interrogatory is deemed to call for information contained in a privileged communication, either oral or written, or information protected from disclosure by the work product doctrine or otherwise, a list of each oral or written communication containing such information is to be furnished, and shall contain:

- (a) the identity of the speaker or author;
- (b) the identity of the person to whom the communication was directed;
- (c) the identity of all other persons who were present at the time of the communication;
- (d) the date of the communication;
- (e) the manner in which the communication was made;
- (f) a statement of fact constituting the basis for withholding the information;
- (g) state the interrogatory, including any subparagraphs, to which the information or document relates; and
- (h) identify the document or oral communication withheld.

Please note that any answer which simply restates the allegations in the Petition shall be deemed nonresponsive.

Navitas reserves the right to supplement these Interrogatories and Requests for Production as needed based on the information discovered, learned or produced during the Discovery process.

**FIRST INTERROGATORIES AND REQUEST FOR PRODUCTION
OF DOCUMENTS**

1. Please describe the history of the B&W pipeline providing dates and names of persons or companies involved in its construction, operation, and improvement from its inception through the present day. This history should include the construction of different portions of the pipeline as separate gathering systems, as well as the joining of those gathering systems, and the footage, size, and type of pipe used.

RESPONSE:

2. In regard to the transfer of ownership of the pipeline to B&W, please identify the name of the transferor(s), the date of transfer, and the purchase price of the transfer.

RESPONSE:

3. Please describe when each segment of the B&W pipeline was first used to provide gas under a regulated rate in Tennessee.

RESPONSE:

4. Please identify any and all persons or entities transporting gas through any portion of the B&W Pipeline, including any free consumers, affiliates, B&W's own use or transport of well production, third party well production, and any other entity.

RESPONSE:

5. Referring to Petitioner's filing, B&W indicates that it allocates 50% of certain employees and expenses to transmission activities. Please describe to what operations the remaining 50% is allocated, the allocation method used, and why there is no allocation of plant.

RESPONSE:

6. Please describe all company and affiliate expenses associated with exploration, production, gathering, processing, or other operations of the B&W pipeline for either oil or natural gas operations in Tennessee.

RESPONSE:

7. Please describe any material change(s) planned or undertaken by B&W or its affiliates in Tennessee during the test case year of 2014 through the attrition period.

RESPONSE:

8. Please describe and/or produce any documents describing the capital structure of the consolidated parent company for B&W and the interest rate associated with any debt of B&W and its affiliates.

RESPONSE:

9. In the Petition, it is alleged that at the time of the purchase of the B&W pipeline, the revenue from the existing transportation agreement was insufficient to cover even operating costs. Please explain the basis for the purchase amount of the B&W Pipeline and how B&W arrived at this amount. Please include all the anticipated revenue streams, all the anticipated expenses, and the discount rate used in the analysis.

RESPONSE:

10. Please explain whether B&W or its affiliates receives any reimbursement(s) from Navitas for any expenses or services rendered, and if so, what those amounts are, what the amounts are for, and where in the Company's pro forma this amount is deducted.

RESPONSE:

11. Please identify any other transmission lines in Tennessee with similar pricing to the rates proposed in the Petition.

RESPONSE:

12. Please identify and produce any documentation, historical or otherwise, of net plant for the pipeline.

RESPONSE:

13. Please identify and produce any documentation, including invoices, contracts, and other supporting documents, of all physical improvements to the pipeline since the Company's purchase of the pipeline.

RESPONSE:

Dated this the 18th day of June, 2015.

Respectfully submitted,



Klint Alexander (#20420)
BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.
211 Commerce Street, Suite 800
Nashville, Tennessee 37201
(615) 726-5600
(615) 726-0464 - facsimile
kalexander@bakerdonselson.com
Counsel for Navitas TN NG, LLC

VERIFICATION

STATE OF TENNESSEE)
) SS:
COUNTY OF _____)

I, _____, hereby verify that I have read the interrogatories and requests for production served upon me and the foregoing answers thereto, and state that said answers are true and correct based upon my knowledge and belief or review of the records in my possession relating to this action.

By: _____

Personally appeared before me, the undersigned a Notary Public in aforesaid State and County, the within named _____, with whom I am personally acquainted (or upon the basis of satisfactory evidence presented to me) and who, after being duly sworn, made oath that he executed the foregoing interrogatories and requests for production for the purposes therein contained.

Witness my hand and official seal at _____,
_____ County, _____, this _____ day of
_____, 2015.

NOTARY PUBLIC

My Commission Expires: _____

CERTIFICATE OF SERVICE

I hereby certify that on June 18th, 2015, a true and correct copy of the foregoing Petition to Intervene was served via U.S. Mail or electronic mail upon the following:


Henry Walker, Esq.

Bradley Arant Boult Cummings, LLP
1600 Division Street, Suite 700
Nashville, Tennessee 37203

Herbert H. Slatery III
Attorney General and Reporter
State of Tennessee

Rachel A. Newton, Esq.

Assistant Attorney General
Office of the Tennessee Attorney General
Consumer Advocate and Protection Division
P.O. Box 20207
Nashville, Tennessee 37202-0207


Klint W. Alexander